

IAP9 Rec'd PCT/PTO 07 DEC 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Boice, et al.

Serial No. To Be Assigned

Filed:

For: USE OF SELECTIVE CYCLOOXYGENASE-2
INHIBITORS FOR THE TREATMENT OF
ENDOMETRIOSIS

Art Unit: _____

Examiner: _____

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97

Sir:

1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).
2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.
3. Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.
4. Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By _____ Date _____

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INFORMATION DISCLOSURE STATEMENT

5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120 are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

RELATED APPLICATION		
U. S. SERIAL NUMBER	FILING DATE	MERCK CASE

If this is inconvenient, additional copies will be submitted upon request.

6. In accordance with 37 C.F.R. 1.97, (check one)

the attached information is filed within three months of the filing date of the captioned case.

the attached information is filed more than three months after the filing date but prior to the mailing of a first Office Action on the merits.

the attached information is filed before the mailing of a first Office action after the filing of a request for continued examination under §1.114.

the attached information is being filed more than three months after the filing date and after the mailing of a first Office Action on the merits, but before the mailing date of a Final Action, Notice of Allowance, or an action that otherwise closes prosecution in the application. The enclosed authorization is therefore given to charge Deposit Account No. 13-2755 for the fee required under 37 C.F.R. 1.17(p).

each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.

each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart application *and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the information disclosure statement.*

no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated under 37 C.F.R. 1.56(c) more than three months prior to the filing of this Statement.

Respectfully submitted,



By: Raynard Yuro

Attorney _____ For Applicant(s)

Reg. No. 45,570

MERCK & CO., INC.

Patent Dept., RY60-30

P.O. Box 2000

Rahway, N.J. 07065-0907

(732)594-0182

Date: December 7, 2005

<p>Substitute for form 1449A/PTO</p> <p>INFORMATION DISCLOSURE</p> <p>STATEMENT BY APPLICANT</p> <p><i>(use as many sheets as necessary)</i></p>				<p>COMPLETE IF KNOWN</p> <p>Application Number <i>10/670,880</i> Filed <i>07 DEC 2005</i></p> <p>Filing Date</p> <p>First Named Inventor Boice, et al.</p> <p>Group Art Unit</p> <p>Examiner Name</p>	
Sheet	1	of	3	Attorney Docket Number	21294P

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Office	Number	Kind Code (if known)		
		WO 01/91750			PHARMACIA CORPORATION	12/06/2001
		WO 01/62959			PROCREA BIOSCIENCES INC.	08/30/2001
		WO 01/149675			PHARMACIA CORPORATION	07/12/2001
		WO 01/45705			PHARMACIA CORPORATION	06/28/2001
		WO 01/41536			PHARMACIA CORPORATION	06/14/2001
		WO 01/42222			PHARMACIA CORPORATION	06/14/2001
		WO 00/76503			TEMPLE UNIVERSITY	12/21/2000
		WO 00/77245			TEMPLE UNIVERSITY	12/21/2000
		WO 00/32189			G.D. SEARLE & CO.	06/08/2000
		WO 98/47890			G.D. SEARLE & CO.	10/29/1998

Examiner Signature _____ Date Considered _____

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450. Computer generated form "IDS Form" (IDS Folder), Merck & Co., Inc., -7/12/2005

10/559676
SEARCHED 9/31/2016 JMB 063-003

Approved for use through 7/31/2006. GMB-065-00
SUBSTITUTE for PTO/SB/08A (07-05). Information Disclosure Statement by Application
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449A/PTO		COMPLETE IF KNOWN	
INFORMATION DISCLOSURE		Application Number <i>[to be assigned]</i>	
STATEMENT BY APPLICANT		Filing Date	
<i>(use as many sheets as necessary)</i>		First Named Inventor Boice, et al.	
		Group Art Unit	
		Examiner Name	
Sheet	2	of	3
		Attorney Docket Number 21294P	

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Office	Number	Kind Code (if known)		
		WO 98/22101			G.D. SEARLE & CO.	05/28/1998
		WO 97/31631			RPMS TECHNOLOGY LIMITED	09/04/1997
		WO 96/40720			UNIVERSITY OF ROCHESTER	12/19/1996
		WO 95/16466			THE OHIO STATE UNIVERSITY	06/22/1995
		WO 01/78724			PHARMACIA CORPORATION	10/25/2001
		WO 01/81332 A2			PHARMACIA CORPORATION	11/01/2001
		WO 01/81332 A3			PHARMACIA CORPORATION	11/01/2001

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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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<p>Substitute for form 1449B/PTO</p> <p>INFORMATION DISCLOSURE</p> <p>STATEMENT BY APPLICANT</p> <p><i>(use as many sheets as necessary)</i></p>			
		<p>RECEIVED BY MAIL</p> <p>07 DEC 2005</p>	
Application Number		To be assigned	
Filing Date			
First Named Inventor		Boice, et al.	
Group Art Unit			
Examiner Name			
Sheet	3	of	3
		Attorney Docket Number 21294P	

NON PATENT LITERATURE DOCUMENTS

Examiner Signature		Date Considered	
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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